

# **EXHIBIT 3**

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

DONNA CURLING, *et al.*,

Plaintiffs,

v.

BRAD RAFFENSPERGER, *et al.*,

Defendants.

CIVIL ACTION NO.  
1:17-cv-2989-AT

**ORDER**

Before the Court is the Parties' Joint Statement Concerning Expert Disclosures [Doc. 1716] and the portion of Defendants' Omnibus Motion in Limine concerning disclosure of Dr. Halderman's methods and data [Doc. 1723, Section IV].

In connection with Defendants' request for access to the relevant data and programs<sup>1</sup> at issue, Defendants are **DIRECTED** to identify for the Court and the Curling Plaintiffs: the particular consulting expert who they propose would review the data and provide that expert's resume/CV and all affiliations; all attorneys and staff who Defendants believe would require access to the data; and any and all other individuals who they believe would require access to this data. Additionally, Defendants are **DIRECTED** to provide the Court and the Curling Plaintiffs with a specific protocol for the provision and inspection of this data, as well as a protocol

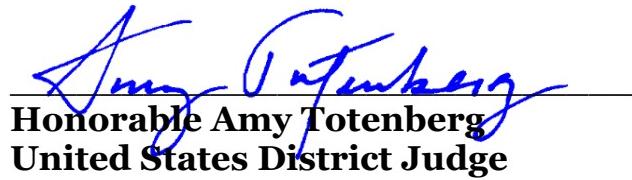
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<sup>1</sup> The particular data and programs are outlined in Defendants' Notice to Produce, served on November 11, 2021 (Doc. 1716-1.)

for maintaining its security and nondisclosure to others. This protocol must be more particularized and tailored than the suggestion provided by Defendants to the Curling Plaintiffs in March of 2022. (*See Doc. 1716-5.*) Further, the Curling Plaintiffs are similarly **DIRECTED** to provide the Court and Defendants with a proposed protocol for the safe provision and/or inspection of this data.<sup>2</sup>

Defendants are **ORDERED** to provide a list (to the Court and Curling Plaintiffs) containing their consulting expert and all individuals they request be provided access to the data by **December 14, 2023 at 3:00 p.m.** The parties are further **ORDERED** to exchange their proposed protocols for the provision of this data, and provide such proposals to the Court, by **9:00 a.m. on Friday December 15, 2023 at the latest.** The parties should provide this information to the Court by emailing Mr. Martin.

**IT IS SO ORDERED** this 13th day of December, 2023.



Honorable Amy Totenberg  
United States District Judge

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<sup>2</sup> The Court understands that the Curling Plaintiffs vehemently object to the provision/inspection of this data and further believe that the time, burden, and expense that would be required to ensure the safe provision and/or inspection of the data make such efforts unfeasible at this stage of the proceedings.